

TEWKSBURY BOARD OF HEALTH

Minutes

October 16, 2014

Call of Meeting To Order

MOTION - Mr. Barry made a motion to call the meeting to order at 7:03 PM. The motion was seconded by Mr. Roux and unanimously voted 4-0.

The meeting was held at the Tewksbury Senior Center. Present at the meeting were, Chairperson Kathleen Brothers, Vice Chairman Raymond Barry, Phillip French, Charles Roux, and Health Director Lou-Ann Clement. Christine Kinnon was absent.

New Business

Substance Use and Abuse Awareness Week Schedules

Ms. Clement stated that the schedule and announcements have gone out for substance use and abuse awareness week. The schedule includes the school activities and evening events. Tewksbury CARES is also involved and they have donated \$400 for gift certificates.

Substance Abuse and Prevention Task Force Quick Data Fact Sheet

Ms. Clement handed out information on a youth survey that was conducted. This contains current data. The police and library were involved. Ms. Clement stated that Lowell, Billerica, Wilmington, Chelmsford, and Westford have all done some sort of substance abuse survey.

Mr. French asked what the total number of deaths related to drugs is. Ms. Clement replied that in 2012, 10.1 of every 100,000 deaths are from opioids. Ms. Clement stated that this is a 90% increase from 2005.

Mr. Barry stated that Tewksbury CARES has revamped their website and have added a Twitter and Facebook page. They can use these for getting the information out.

Ms. Brothers asked if we are saturating our kids with too much information. Ms. Clement replied no, they are eager to learn and some have had friends that have died.

Public Hearings

Variance of 105 CMR 590.000 Minimum Sanitation Standards for Food Establishments State Sanitary Code Article X and the Federal Food Code, Section 3-502.11 – Located at Green Tea Café, 1899 Main Street, Tewksbury, Applicant: Yun Yan Lin, Owner

MOTION - Mr. Barry made a motion to open the public hearing for 1899 Main Street. The motion was seconded by Mr. French and unanimously voted 4-0.

Ms. Brothers read the public hearing notice.

Ms. Clement stated that this restaurant has been in existence for over a year. It closed for a period of time and they now want to re-open under the same owner. They would also like to prepare and sell sushi accord to the state regulations; this requires a Board of Health variance. They have submitted a plan with equipment and she is very comfortable with the plan.

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Ms. Brothers asked what the menu will be. Ms. Lin stated that there will be more sushi than Chinese.

Mr. Barry asked what other establishments have sushi. Ms. Clement replied there are three in Town, both Market Baskets, Mango's and Kyoto's.

Ms. Brothers asked what the length of the variance is. Ms. Clement replied that it will be valid as long as the restaurant is operational.

Mr. Barry asked if there was an existing grease tank. Ms. Clement replied that there is an existing internal and external grease tank.

MOTION - Mr. French made a motion to approve the variance of 105 CMR 590.00 and Section 3-502.11 for Green Tea Café, 1899 Main Street as requested. The motion was seconded by Mr. Barry and unanimously voted 4-0.

Approval of Minutes – August 28, 2014

MOTION - Mr. Roux made a motion to accept the Board of Health minutes of August 28, 2014 as submitted. The motion was seconded by Ms. Brothers and unanimously voted 3-0. Mr. French abstained.

Old Business

Notice of Decision Approval for the TBOH Regulations for Keeping of Animals, Located at 12 Kevin Street, Tewksbury, MA 01876

Ms. Clement stated that the decision was revised with a few clarifications. On page 2, #9 it originally stated August 28th had no activity, this has been separated out. #10 has been added that states there were only three members present and the hearing was continued until September 18, 2014. On page 2, under Decision, the vote was clarified, deleted "voted to approve" and added "voted 5-0". On page 3, #5, added that this is a one year variance and the applicant must reapply. On page 3, #6, added that this is a temporary approval. Ms. Clement stated that she spoke with Town Counsel and the 200' variance was never applied for.

Mr. Barry stated that the animal regulations need to be updated on a fast track to address the issues with small animals like chickens. Mr. Barry stated that once they are updated, we should hold an informational meeting. Ms. Brothers asked if current animals would be grandfathered in. Ms. Clement stated that would be a question for the Board. The grandfather status would only come into effect if the new regulations are more stringent.

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Ms. Clement stated that she received a phone call from Mr. Chamberlain and he said the chickens have been loose twice in the last ten days. A complaint was written.

Mr. Roux asked if there were any attacks or damaged caused by the chickens. Ms. Clement replied none that were reported.

MOTION - Mr. French made a motion to accept the decision for Keeping of Animals at 12 Kevin Street as amended. The motion was seconded by Mr. Barry and unanimously voted 4-0.

Board Members Reports

Mr. Barry stated that he was at Walgreen's and asked them if they had any programs that could benefit the Substance Abuse Week. They said they would help out with anything they could such as information or pharmacist help. Mr. Barry suggested speaking with CVS and Rite Aid also. Ms. Clement stated that she has spoken to Walgreen's about a vaccination program.

Other Business

Request to Reschedule December 18, 2014 Meeting

Ms. Clement stated that she has a request to reschedule the December 18, 2014 meeting. Mr. French stated that we could cancel it unless an emergency comes up.

MOTION - Mr. French made a motion to cancel the December 18, 2014 meeting unless an emergency arises that cannot wait. The motion was seconded by Mr. Barry and unanimously voted 4-0.

2015 Meeting Schedule

Ms. Brothers asked that the start time for the meetings be 6:00 PM. Ms. Clement asked if the next meeting on November 20, 2014 should also start at 6:00. The Board agreed.

Mr. Barry asked why there used to be two meetings a month. Mr. French stated that there used to be a lot more hearings before the Board.

MOTION - Mr. Roux made a motion to change the start time of all Board of Health meetings to 6:00 PM. The motion was seconded by Mr. Barry and unanimously voted 4-0.

MOTION - Mr. Barry made a motion to change the start time of the November 20, 2014 meeting from 7:00 PM to 6:00 PM. The motion was seconded by Mr. French and unanimously voted 4-0.

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Announcements

Mr. Roux stated that budget season is coming up and requested that the Board salary be adjusted to what it was before. Ms. Clement stated that she will put it in her budget again.

Ms. Clement stated that she will be meeting with Attorney Gollub tomorrow to discuss Oliveria Farm.

Ms. Clement stated that we had our first positive EEE mosquito of the season in the north quadrant of Town.

Ms. Clement provided an Ebola fact sheet.

Mr. Barry stated that as part of the American Heart Association, their goal is to reduce heart disease by 20% and increase certification in CPR by 20%

MOTION - Mr. French made a motion to close the meeting and adjourn at 7:56 PM. The motion was seconded by Mr. Barry and unanimously voted 4-0.

Approved On: April 16, 2015

List of documents for 10/16/14 Agenda

Documents are located in the Board of Health's Office

Public Hearings:

Exhibit #1 Hearing package for a variance under 105 CMR 590.000 Minimum Sanitation Standards for Food Establishments State Sanitary Code Article X and the Federal Food Code section 3-502.11 for Green tea Café 1899 Main Street, Tewksbury received on September 18, 2014 and August 25, 2014

Exhibit # 2 Federal Food Code pages 42, 89, and 90

New Business:

Exhibit # 3 Substance Use and Abuse Awareness Week schedules

Exhibit # 4 Substance Abuse and Prevention Task Force Quick Data Fact Sheet

Approval of Minutes of:

Exhibit # 5 August 28, 2014

Old Business:

Exhibit # 6 Notice of Decision approval for the TBOH Regulations for Keeping Animals located at 12 Kevin Street Tewksbury MA 01876

Other Business:

Exhibit # 7 2015 Meeting Schedule

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